IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 280 OF 2006

Mohammed Yakum Mohammed Yasin.] .. Petitioner

Versus

1. CEO, Slum Redevelopment Authority and 7 ors.] .. Respondents

Mr. Asif I. Patel for the petitioner.

Mr. G.D. Uttangale for the respondents No.1 and 2.

Mr. Milind More, AGP, for respondent No.3.

Mr. H.S. Anand for respondents No.4 and 5.

CORAM: F.I. REBELLO &
ANOOP V. MOHTA, JJ.

DATED: 09TH MARCH, 2006

P.C. :

. Rule. Heard forthwith.

2. The earlier Petition filed in this Court being Civil Writ Petition No.3820 of 2005, according to the learned counsel, is also disposed of in terms of the Minutes of the Order. What is annexed are the Minutes of the Order, but not copy of the order of this Court.

3. It is a case of the petitioner that he

preferred an Appeal and that by communication dated 7th September, 2005, the Appeal was disposed of without giving a notice of hearing to the petitioner. Petitioner has so averred in paragraphs 24 and 25 of the Petition.

4. Considering the above, the order dated 2nd September, 2005, is set aside. The matter is remanded to the Appellate Authority for hearing the petitioner and thereafter disposing of the Appeal according to law. The petitioner to appear before the Secretary of the Slum Redevelopment Authority on 16th March, 2006 at 11.00 a.m. for further directions. The Appellate Authority shall also service notice on the developer before the matter is heard.

5. Rule made absolute accordingly. No order as to costs.

Sd/-
[F.I. REBELLO, J.]

Sd/-
[ANOOP V. MOHTA, J.]